



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Kevin R. Stone, et al.  
Serial No.: 10/712,165  
Filed: November 13, 2003  
Title: BONE XENOGRAFTS  
Examiner: Vera Afremova Art Unit: 1651  
Docket: CROL-132CPCN

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**CERTIFICATE OF EXPRESS MAILING**

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3/14/2007

Date

Elsie Saraglow  
Elsie Saraglow

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**MS: Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL RESPONSE TO OFFICE ACTION**

This paper is supplemental to the Response to Office Action filed November 22, 2006. That Response to Action included an unexecuted Declaration of Kevin R. Stone, M.D. An executed Declaration is enclosed.

**REMARKS**

In view of that Declaration, there is now no proper basis for the §103(a) rejection. The Declaration has signed the Declaration and is submitted in this Supplemental Amendment. Upon such submission, it is requested that the §103(a) rejection be reconsidered and withdrawn.

**CONCLUSION**

For the reasons set forth above, there is no proper basis for the §103 and §112 rejections and those rejections should be reconsidered and withdrawn. Upon or before the next Action, the Applicants expect to resolve the non-statutory obviousness-type double patenting rejections by filing an appropriate Terminal Disclaimer.

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